

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

FIDELITY AND DEPOSIT COMPANY,
OF MARYLAND,

Case No. 13-CV-1291

Plaintiff,

v.

EDWARD E. GILLEN COMPANY, GARY A.
JACKSON, JULLANE J. JACKSON, and
DLH CONSTRUCTION AND TRUCKING, INC.,

Defendants.

**AFFIDAVIT OF SCOTT R. HALLOIN IN SUPPORT OF DEFENDANT EDWARD
E. GILLEN COMPANY'S MOTION FOR SUMMARY JUDGMENT, AND
DISMISSAL, OF FIDELITY & DEPOSIT COMPANY OF MARYLAND'S FOURTH
AMENDED COMPLAINT**

STATE OF WISCONSIN)
) ss
MILWAUKEE COUNTY)

I, Scott R. Halloin, Esq., being first duly sworn on oath, depose and state as follows:

1. I am one of the attorneys at the law firm of Halloin & Murdock, S.C., which represents the defendants in this matter. I make this affidavit on personal knowledge.

2. Attached hereto as Exhibit 1 is a true and correct copy of the August 29, 2017 Settlement Agreement.

3. Attached hereto as Exhibit 2 is a true and correct copy of the cited portions of the August 4, 2015 deposition transcript of Larry Michael.

4. Attached hereto as Exhibit 3 is a true and correct copy of the cited portions of the June 28, 2017 deposition transcript of Marta Drost.

5. Attached hereto as Exhibit 4 is a true and correct copy of deposition Exhibit 14, marked at the September 4, 2015 deposition of DM Studler.

6. Attached hereto as Exhibit 5 is a true and correct copy of the cited portions of the May 9, 2017 deposition transcript of Thomas Homer.

7. Attached hereto as Exhibit 6 is a true and correct copy of the cited portions of the May 23, 2017 deposition transcript of Patrick Hannigan.

8. Attached hereto as Exhibit 7 is a true and correct copy of deposition Exhibit 1, marked at the June 28, 2017 deposition of Marta Drost.

9. Attached hereto as Exhibit 8 is a true and correct copy of deposition Exhibit 8, marked at the June 27, 2017 deposition transcript of Dale Gorsuch.

10. Attached hereto as Exhibit 9 is a true and correct copy of the May 4, 2017 Order in Cook County Consolidated Case No. 12-CH-417.

11. Attached hereto as Exhibit 10 is a true and correct copy of the cited portions of the September 4, 2015 deposition transcript of DM Studler.

12. Attached hereto as Exhibit 11 is a true and correct copy of the July 16, 2015 report of Stephen VanderBloemen.

FURTHER AFFIANT SAYETH NAUGHT.

s/ Scott R. Halloin
Scott R. Halloin, Esq.

Signed and sworn to before me
this 22nd day of September 2017.

s/ Kimberly M. Finnigan

Notary Public, State of Wisconsin

My commission expires December 4, 2020.

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